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Date: March 20, 2009
To: Examiner Giovanna Colan
Organization: United States Patent and Trademark Office
Fax Number(s): 571-273-2752
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From: Joseph Acayan
Phone Number: 415-359-6390
Re: U.S. Patent Application Serial No. 10/620,856
(Our Ref. No. 3793P)

Proposed agenda for phone interview, date and time to be determined. Because the 3-month date is coming up on Monday, March 30, 2009, an interview as soon as possible would be greatly appreciated. Thus far, any day after 11:00 a.m. EST is preferred given our location on the West Coast. The following is the proposed agenda:

- 1) Clarify the finality of the current Office Action. An RCE was filed with the previous Amendment and the Office Action states at the bottom of page 2 that the finality has been withdrawn. However, the same page mentions elsewhere that the Office Action is final and a box on page 1 is checked indicating that the Office Action is final.
- 2) Clarify the 101 rejections and discuss the best way to amend the claims to address the 101 rejections.
- 3) Clarify the 103 rejections and discuss possible ways to amend the claims to resolve the case or advance prosecution. For example, with claim 1 as the focus of the discussion, perhaps the elements could be more interrelated and/or additional limitations could be added to the most recent amendments. Applicants are open to amendments that the Examiner might suggest or other amendments that may arise during the phone interview.

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